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Attorneys for Defendants  
 GREENPOINT MORTGAGE FUNDING, INC.  
 and MARIN CONVEYANCING CORPORATION

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Attorneys for Defendant  
 MORTGAGE ELECTRONIC REGISTRATION SYSTEM

UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA

\*\*\*

MARIA CARVAJAL ROBLES, an individual,  
 Plaintiff,

vs.

GREENPOINT MORTGAGE FUNDING,  
 INC.; MARIN CONVEYANCING CORP.;  
 MORTGAGE ELECTRONIC  
 REGISTRATION SYSTEM; OLD  
 REPUBLIC DEFAULT MANAGEMENT  
 SERVICES; MORTGAGE LAW FIRM,  
 PLLC; DOE INDIVIDUALS 1-X; ROE  
 COMPANIES 1-X,

Defendants.

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL/PARTIES OF RECORD	
JUN 19 2012	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY:	DEPUTY

Case No.: 3:12-cv-00040-RCJ-VPC

DEFENDANTS' CASE MANAGEMENT  
 REPORT

Counsel for Defendants GREENPOINT MORTGAGE FUNDING, INC. ("GPM") and MARIN CONVEYANCING CORP. ("MCC") and MORTGAGE ELECTRONIC REGISTRATION SYSTEM ("MERS") (collectively "DEFENDANTS")<sup>1</sup> submit their Case Management Report pursuant to the Court's May 4, 2012 Minute Order as follows:

1. Short statement of the nature of the case, including a description of each claim and defense.

This action arises out of Plaintiff's efforts to stop or delay a foreclosure on real property. In her Complaint, Plaintiff asserts claims for unlawful foreclosure and declarative and injunctive relief. Defendants GPM and MCC, as well as Defendant MERS, have filed motions to dismiss Plaintiff's claims, which Plaintiff has not opposed. The Court has scheduled a hearing on the motions to dismiss for July 30, 2012.

GPM and MCC assert in their Motion to Dismiss that they no longer have any interest in Plaintiff's loan and were not involved with the foreclosure that Plaintiff seeks to invalidate. For those reasons, GPM and MCC argue, they should be dismissed as they are not proper parties to this action. Similarly, MERS asserts in its Motion to Dismiss that it transferred any beneficial interest that it had in the Deed of Trust on Plaintiff's Property long before the foreclosure at issue was commenced and is therefore not the proper defendant.

The Court should note that on April 12, 2012, well after this case had been removed to federal court, Plaintiff filed a voluntary motion to dismiss in the Second Judicial District Court of Washoe County, Nevada where this matter originated. A true and correct copy of Plaintiff's Motion to Dismiss is attached hereto as Exhibit 1. After

<sup>1</sup>On May 30, 2012, Counsel for GPM and MCC attempted to contact Plaintiff's counsel to discuss the preparation of this Case Management Report. Counsel for GPM and MCC also suggested that if Plaintiff wishes to dismiss the matter, she may file a notice of dismissal with this Court and the parties would not have to incur additional fees. Plaintiff's counsel has not responded to GPM and MCC's attempts to contact him about these issues nor has he otherwise prepared any draft Case Management Report for Defendants' review as of the date of this report.

1 GPM and MCC filed a notice in the State Court stating that the matter had been  
 2 removed and that the State Court no longer had jurisdiction to consider Plaintiff's  
 3 Motion, Plaintiff subsequently withdrew her Motion she filed in State Court,  
 4 acknowledging that the matter had been removed to the jurisdiction of this Court. True  
 5 and correct copies of GPM and MCC's Notice to the Court and Plaintiff's Notice of  
 6 Withdrawal of Motion are attached hereto as Exhibits 2 and 3 respectively.

7 2. Description of the principal factual and legal disputes in the case.

8 There do not appear to be any factual or legal disputes in this case. According  
 9 to documents from the public record and which are attached to Plaintiff's own  
 10 Complaint, Defendants transferred any interest they had in Plaintiff's Note, Deed of  
 11 Trust or Property long before the foreclosure proceedings she attempts to invalidate  
 12 were initiated. Plaintiff has not opposed either Motion to Dismiss. Moreover, by  
 13 indicating that she wishes to voluntarily dismiss this case Plaintiff apparently  
 14 acknowledges that she has named the incorrect parties.

15 3. Jurisdictional basis for the case.

16 The Court has diversity jurisdiction over this matter pursuant to 28 U.S.C. §  
 17 1332(a). Plaintiff is a resident and citizen of the State of Nevada. GPM is incorporated  
 18 in the State of New York and has its principal place of business in California (and thus  
 19 is deemed a citizen of New York and California). MCC is incorporated in the State of  
 20 California and has its principal place of business in California (and is therefore a citizen  
 21 of California). MERS is a Delaware corporation with its principal place of business in  
 22 Virginia. Based on the allegations in Plaintiff's Complaint, defendant Mortgage Law  
 23 Firm, PLC is a California professional law corporation with its principal place of  
 24 business in California, and defendant Old Republic Default Management Services is a  
 25 California corporation with its principal place of business in California. The amount in  
 26 controversy exceeds \$75,000.00 as Plaintiff's loan amount, secured by the Deed of  
 27 Trust on the Property, was for approximately \$255,000.

1  
2 4. Parties who have not yet been served.

3 At this time, it appears that defendants Mortgage Law Firm, PLC and Old  
4 Republic Default Management Services have not yet been served. Defendants are  
5 unaware as to why those parties have not yet been served by Plaintiff.

6 5. Statement whether any party expects to add additional parties to the case  
7 or otherwise amend the pleadings.

8 At this time, neither GPM, MCC nor MERS expects to add any additional parties  
9 to this case.

10 6. A list of contemplated motions and a statement of issues to be decided by  
11 these motions.

12 As discussed in the foregoing, Defendants GPM and MCC as well as Defendant  
13 MERS have each filed motions to dismiss Plaintiff's claims that Plaintiff has not  
14 opposed, and this Court has scheduled a hearing on those motions for July 30, 2012.  
15 GPM and MCC assert in their Motion to Dismiss that they no longer have any interest  
16 in Plaintiff's loan nor were they involved with the foreclosure she seeks to invalidate,  
17 and therefore they should be dismissed as they are not proper parties to this action.  
18 Similarly, MERS asserts in its Motion to Dismiss that it transferred any beneficial  
19 interest that it had in the Deed of Trust on Plaintiff's Property long before the  
20 foreclosure at issue was commenced.

21 Also as discussed in the foregoing, on April 12, 2012, well after this case had  
22 been removed, Plaintiff filed a voluntary motion to dismiss in the Second Judicial  
23 District Court of Washoe County, Nevada where this matter originated. See Exhibit 1.  
24 After GPM and MCC filed a notice in the State Court stating that the matter had been  
25 removed and that the State Court no longer had jurisdiction to consider Plaintiff's  
26 Motion, Plaintiff subsequently withdrew her Motion she filed in State Court,  
27 acknowledging that the matter had been removed to the jurisdiction of this Court. See  
28 Exhibits 2 and 3.

1           7.     Pending motions that may affect the parties' abilities to comply with a  
 2                 case management order.

3           The only motions pending before this Court are GPM and MCC's Motion to  
 4     Dismiss and MERS' Motion to Dismiss.

5           8.     Status of related cases pending before other courts or other judges of this  
 6                 court.

7           Plaintiff initially filed this action in the Second Judicial District Court in and for the  
 8     County of Washoe, State of Nevada. GPM and MCC removed this case to this Court,  
 9     divesting the State Court of jurisdiction over this case. While Plaintiff filed a motion to  
 10    voluntarily dismiss her case with the State Court in April 2012, Plaintiff subsequently  
 11    withdrew that motion and there has been no further activity in the State Court. See  
 12    Exhibits 1 and 3.

13          9.     Supplemental Discussion of Necessary Discovery.

14          As discussed in Defendants' proposed discovery plan and scheduling order,  
 15    because Plaintiff has affirmatively indicated she wishes to dismiss this matter and has  
 16    not opposed Defendants' motions to dismiss, Defendants propose that discovery in this  
 17    case be stayed until after this Court's July 30, 2012 hearing on Defendants' motions to  
 18    dismiss so that the parties do not have to unnecessarily incur the costs associated with  
 19    discovery prior to the Court's consideration of dismissal at this early stage.

20          10.    Issues regarding disclosure or discovery of electronically stored  
 21                   information form and forms in which it is produced.

22          To the extent any electronic discovery is necessary in this case, the parties will  
 23    abide by the Federal Rules of Civil Procedure.

24          11.    Issues about claims of privilege or protection of trial preparation materials.

25          The parties will abide by the Federal Rules of Civil Procedure with respect to  
 26    claims of privilege or protection of trial preparation materials.

27          12.    Proposed discovery deadlines. The parties propose to the Court the  
 28    following discovery plan and scheduling order deadlines:

1 a. Deadline for completion of discovery. GPM and MCC filed their  
 2 Motion to Dismiss on February 3, 2012. MERS filed its Motion to Dismiss on March 7,  
 3 2012. Plaintiff has not opposed these motions to dismiss, and the Court has scheduled  
 4 a hearing on these motions for July 30, 2012. In the event that Defendants' unopposed  
 5 motions to dismiss are denied, the last day for discovery shall be **January 26, 2013**  
 6 (180 days from the date of this Court's July 30, 2012 hearing on Defendants' Motions to  
 7 Dismiss). This deadline does exceed the 180-day period LR 26-1(e)(1) sets for  
 8 completing discovery; however, Defendants submit that good cause exists to extend  
 9 this period as Plaintiff has affirmatively indicated she wishes to dismiss this matter.

10 b. Deadline for amending pleadings and adding parties. The parties  
 11 shall have until **October 29, 2012**, ninety (90) days before the discovery cut-off date, to  
 12 file any motions to amend the pleadings or to add parties. This date does not exceed  
 13 the outside limit presumptively set by LR 26-1(e)(2).

14 c. Fed. R. Civ. P. 26(a)(2) Disclosures (Experts). Disclosure of  
 15 experts shall proceed according to Fed. R. Civ. P. 26(a)(2) and Fed. R. Civ. P. 33,  
 16 except that:

17 [i] The disclosure of experts and expert reports shall occur on  
 18 or before **November 27, 2012**, which is sixty (60) days  
 19 before the discovery cut-off date, and

20 [ii] The disclosure of rebuttal experts and their reports shall  
 21 occur on or before **December 27, 2012**, which is thirty (30)  
 22 days before the discovery cut-off date.

23 d. Deadline to file dispositive motions. The parties shall have until  
 24 **February 25, 2013**, thirty (30) days after the discovery cut-off date, to file dispositive  
 25 motion(s), which does not exceed the outside limit of thirty (30) days following the  
 26 discovery cut-off date that LR 26-1(e)(4) presumptively sets for filing dispositive  
 27 motions.

e. Joint Pretrial Order. The pretrial order shall be filed on **March 27, 2013**, thirty (30) days after the date set for filing dispositive motions in the case. This deadline is suspended if a dispositive motion is timely filed. The disclosures Fed. R. Civ. P. 26(a)(3) requires shall be made in the joint pretrial order.

13. Jury Trial. A jury trial has not yet been requested by any of the parties.

14. Estimated Length of Trial. The parties estimate at this early stage of proceedings that trial in this matter will take five (5) trial days.

15. Prospects for settlement. Given that Plaintiff has affirmatively indicated she wishes to dismiss this matter and has not opposed Defendants' motions to dismiss, Defendants do not perceive any need to engage in settlement discussions at this time.

DATED this 8th day of June 2012.

DATED this 8th day of June 2012.

/s/ Michael R. Brooks

Michael R. Brooks (NSBN 7287)  
Jeffrey J. Todd (NSBN 10780)  
1645 Village Center Circle, Suite 200  
Las Vegas, NV 89134

Attorneys for Defendant Mortgage  
Electronic Registration Systems, Inc.

/s/ Megan Starich

Debbie Leonard (NSBN 8260)  
Megan Starich (NSBN 11284)  
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Reno, NV 89505-2670

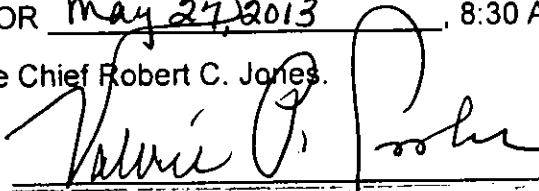
Attorneys for Defendants GreenPoint  
Mortgage Funding, Inc. and Marin  
Conveyancing Corp.

### ORDER

Good cause appearing therefor, IT IS SO ORDERED this 19<sup>th</sup> day of

June, 2012.

IT IS FURTHER ORDERED THAT THE TRIAL IS SET FOR June 4, 2013, 8:30 A.M., CALENDAR CALL IS SET FOR May 27, 2013, 8:30 A.M. in Reno Courtroom 6 before the Honorable Chief Robert C. Jones.

  
United States Magistrate Judge




**CERTIFICATE OF SERVICE**

I hereby certify, under penalty of perjury, that I am an employee of McDonald Carano Wilson <sup>LLP</sup> and that pursuant to LR 5-3 I caused to be electronically filed on this date a true and correct copy of the **DEFENDANTS' CASE MANAGEMENT REPORT** with the Clerk of the Court using the CM/ECF system, which will automatically e-serve the same on the attorneys of record indicated on the generated Notice of Electronic Filing and below:

**Bryan Hunt, Esq.**  
**The Law Offices of Bryan Hunt, PLLC**  
**8871 W. Flamingo Road, Suite 202**  
**Las Vegas, Nevada 89147**

DATED: June 8, 2012.


/s/ Mary C. Wilson  
An employee of McDonald Carano Wilson LLP

 **MCDONALD CARANO WILSON**  
100 WEST LIBERTY STREET, 10TH FLOOR • RENO, NEVADA 89501  
PO BOX 1670 • RENO, NEVADA 89505-2670  
PHONE: 775-784-3000 • FAX 775-784-3020



**INDEX OF EXHIBITS TO CASE MANAGEMENT REPORT**

Exhibit No.	Description of Exhibit	Pages
1	Plaintiff's Motion to Dismiss Complaint Without Prejudice	2
2	Notice to Court Regarding Plaintiff's Motion to Dismiss	3
3	Plaintiff's Notice of Withdrawal of Motion to Dismiss Without Prejudice	5

 **McDONALD-CARANO-WILSON**  
100 WEST LIBERTY STREET, 10TH FLOOR • RENO, NEVADA 89501  
PO BOX 3670 • RENO, NEVADA 89505-2670  
PHONE 775-783-7000 • FAX 775-782-2020

338335

# EXHIBIT 1

# EXHIBIT 1

**FILED**

Electronically

04-12-2012:10:19:37 AM

Joey Orduna Hastings

Clerk of the Court

Transaction # 2885125

2310

Bryan Hunt, Esq. NV Bar #11163

THE LAW OFFICES OF BRYAN HUNT, PLLC.

500 Ryland St, Ste 300

Reno, NV 89502

[Bryan@hunt-lawfirm.com](mailto:Bryan@hunt-lawfirm.com)

Ph: 775-219-6468

Fx: 775-686-6205

Attorneys for Plaintiff(s)

IN THE SECOND JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

MARIA CARVAJAL-ROBLES, individually  
PLAINTIFF(S)

-vs

GREENPOINT MORTGAGE FUNDING,  
INC.; MARIN CONVEYANCING CORP.;  
MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC.; OLD  
REPUBLIC DEFAULT MANAGEMENT  
SERVICES; MORTGAGE LAW FIRM,  
PLLC; DOE INDIVIDUALS 1 - X; and ROE  
COMPANIES 1 - X;

DEFENDANT(S)

CASE NO.: CV12-00052

DEPT NO.: 3

MOTION TO DISMISS COMPLAINT  
WITHOUT PREJUDICE

## MOTION TO DISMISS COMPLAINT WITHOUT PREJUDICE

COMES NOW, Plaintiff(s), MARIA CARVAJAL-ROBLES (hereinafter "Plaintiffs" or  
"BROWN") by and through their attorney, BRYAN HUNT, of THE LAW OFFICES OF  
BRYAN HUNT, PLLC., and pursuant to NRCP Rule , hereby moves to dismiss, without  
prejudice, their Complaint and Petition for Declaratory and Injunctive Relief, in the above  
captioned proceeding.

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///

1 **AFFIRMATION:** Pursuant to NRS 239B.030 (4), this document does not contain the social  
2 security number of any person.

3 Respectfully Submitted this 12<sup>th</sup> day of APRIL, 2012.

4 By: /s/ Bryan Hunt

5 Bryan Hunt, Esq. NV Bar #11163

6 THE LAW OFFICES OF BRYAN HUNT, PLLC.

7 500 RYLAND ST, STE 300

8 RENO, NV 89502

9 Bryan@hunt-lawfirm.com

10 Ph: 775-219-6468

11 Fx: 775-686-6205

12 Attorneys for Plaintiff(s)

# EXHIBIT 2

# EXHIBIT 2

**FILED**

Electronically

04-30-2012:10:33:13 AM

Joey Orduna Hastings

Clerk of the Court

Transaction # 2920119

1 CODE: 2610  
 2 DEBBIE LEONARD (#8260)  
 3 MEGAN STARICH (#11284)  
 4 McDONALD CARANO WILSON LLP  
 5 100 West Liberty Street, 10<sup>th</sup> Floor  
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 9 Facsimile: (775) 788-2020  
 10 Email: dleonard@mcdonaldcarano.com  
 11 and mstarich@mcdonaldcarano.com

12 Attorneys for Defendants  
 13 GREENPOINT MORTGAGE FUNDING, INC. and  
 14 MARIN CONVEYANCING CORPORATION

15 IN THE SECOND JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA

16 IN AND FOR THE COUNTY OF WASHOE

17 MARIA CARVAJAL ROBLES, an  
 18 individual,

19 Plaintiff,

20 vs.

21 GREENPOINT MORTGAGE FUNDING,  
 22 INC.; MARIN CONVEYANCING CORP.;  
 23 MORTGAGE ELECTRONIC  
 24 REGISTRATION SYSTEM; OLD  
 25 REPUBLIC DEFAULT MANAGEMENT  
 26 SERVICES; MORTGAGE LAW FIRM,  
 27 PLLC; DOE INDIVIDUALS 1-X; ROE  
 28 COMPANIES 1-X,

Defendants.

Case No. CV12-00052

Dept. 3

**NOTICE TO COURT REGARDING  
 PLAINTIFF'S MOTION TO DISMISS**

21 Plaintiff Maria Carvajal Robles ("Plaintiff") filed her complaint in this Court on  
 22 January 6, 2012. On January 20, 2012, Defendants GreenPoint Mortgage Funding, Inc.  
 23 ("GPM") and Marin Conveyancing Corp. ("MCC") filed a notice of removal in this Court,  
 24 and removed the case to the United States District Court, District of Nevada. The case  
 25 still remains in the United States District Court as case number 3:12-CV-040-RCJ-VPC  
 26 and has not been remanded to this Court. Despite Defendants' removal of this action,  
 27 on April 12, 2012, Plaintiff filed a motion to dismiss this matter with this Court. While  
 28 GPM and MCC do not dispute that Plaintiff is entitled to dismiss this matter of her own

**MCDONALD-CARANO-WILSON**  
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 PHONE 775-788-2000 - FAX 775-788-2020

1. accord, Plaintiff has filed her motion to dismiss with the incorrect court. This case has  
2. been removed to the United States District Court, District of Nevada, and because of that  
3. removal, this Court does not have jurisdiction at present to take any action on Plaintiff's  
4. motion. If Plaintiff wishes to dismiss this case, she must file her motion with the United  
5. States District Court, District of Nevada.<sup>1</sup>

6. The undersigned does hereby affirm that pursuant to NRS 239B.030, the  
7. preceding document does not contain the social security number of any person.

8. Dated this 30th day of April 2012.

9. McDONALD CARANO WILSON LLP

10.  
11. By: Megan Starich

12. DEBBIE LEONARD  
13. MEGAN STARICH  
14. 100 West Liberty Street, 10<sup>th</sup> Floor  
15. P.O. Box 2670  
16. Reno, NV 89505-2670

17. Attorneys for Defendants  
18. Greenpoint Mortgage Funding, Inc. and  
19. Marin Conveyancing Corporation  
20.  
21.  
22.  
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24.  
25.

26. <sup>1</sup> The Court should note that counsel for GPM and MCC has attempted to contact  
27. Plaintiff's counsel on several occasions to suggest that the motion be filed in the  
28. appropriate court with jurisdiction. However, to date, Plaintiff's counsel has not  
responded.




**CERTIFICATE OF SERVICE**

Pursuant to NRCP 5(b), I hereby certify that I am an employee of McDONALD CARANO WILSON LLP and that on April 30, 2012, I caused to be delivered in the United States mail, enclosed in a sealed envelope, upon which first class postage was placed, and by facsimile, a copy of the **NOTICE TO COURT REGARDING PLAINTIFF'S MOTION TO DISMISS** addressed to the individual listed below at his last known address as follows:

Bryan Hunt, Esq.  
The Law Offices of Bryan Hunt, PLLC  
8871 W. Flamingo Road, Suite 202  
Las Vegas, NV 89147

DATED: April 30, 2012

  
Pamela Miller

 McDONALD-CARANO-WILSON  
100 WEST LIBERTY STREET, 16TH FLOOR - RENO, NEVADA 89501  
PO BOX 1670 - RENO, NEVADA 89505-2670  
PHONE 775-786-2000 - FAX 775-786-2020

# EXHIBIT 3

# EXHIBIT 3

**FILED**

Electronically

05-01-2012:12:49:12 PM

Joey Orduna Hastings

Clerk of the Court

Transaction # 2923609

1 **Bryan Hunt, Esq. NV Bar #11163**  
 2 **THE LAW OFFICES OF BRYAN HUNT, PLLC.**  
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 4 RENO, NV 89502  
 5 [Bryan@hunt-lawfirm.com](mailto:Bryan@hunt-lawfirm.com)  
 6 Ph: 775-219-6468  
 7 Fx: 775-686-6205  
 8 Attorneys for Plaintiff

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IN THE SECOND JUDICIAL DISTRICT COURT  
 OF THE STATE OF NEVADA  
 IN AND FOR THE COUNTY OF WASHOE

MARIA CARVAJAL-ROBLES, an individual

Plaintiff,

vs.

GREENPOINT MORTGAGE FUNDING,  
 INC.; MARIN CONVEYANCING CORP.;  
 MORTGAGE ELECTRONIC  
 REGISTRATION SYSTEMS, INC.; OLD  
 REPUBLIC DEFAULT MANAGEMENT  
 SERVICIES; MORTGAGE LAW FIRM,  
 PLLC; DOE INDIVIDUALS 1 – X; and  
 ROE COMPANIES 1 – X;

DEFENDANTS

CASE NO.: CV12-00052

DEPT NO.: 3

PLAINTIFF'S NOTICE OF  
 WITHDRAWAL OF MOTION TO  
 DISMISS COMPLAINT WITHOUT  
 PREJUDICE

PLAINTIFF'S NOTICE OF WITHDRAWAL OF MOTION TO DISMISS COMPLAINT  
 WITHOUT PREJUDICE

COMES NOW, Plaintiffs, MARIA CARVAJAL-ROBLES (hereinafter "Plaintiffs" or  
 "CARVAJAL-ROBLES") by and through their attorney, BRYAN HUNT, OF THE LAW  
 OFFICES OF BRYAN HUNT, PLLC., and hereby withdraws their April 12, 2012, Motion to  
 Dismiss Complaint Without Prejudice. The above-captioned matter has been removed to the  
 U.S. District Court, for the district of Nevada, and as such this court is without jurisdiction to  
 adjudicate Plaintiff's prior motion, rendering same procedurally inappropriate. Plaintiff's  
 withdrawal of their Motion obviates the need for any hearing on this matter and respectfully  
 requests that any scheduled hearings be cancelled.

1 ///

2 **AFFIRMATION:** Pursuant to NRS 239B.030 (4), this document does not contain the social  
3 security number of any person.

4 Respectfully Submitted this 1<sup>ST</sup> day of MAY, 2012.

5 By: /s/ Bryan Hunt

6 Bryan Hunt, Esq. NV Bar #11163

7 THE LAW OFFICES OF BRYAN HUNT, PLLC.

8 500 RYLAND ST, STE 300

9 RENO, NV 89502

10 Bryan@hunt-lawfirm.com

11 Ph: 775-219-6468

12 Fx: 775-686-6205

13 Attorneys for Plaintiff

14 **LIST OF EXHIBITS**

15 **EXHIBIT '1'** – ORDER GRANTING PLAINTIFF'S NOTICE OF WITHDRAWAL OF  
16 MOTION TO DISMISS COMPLAINT WITHOUT PREJUDICE  
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**FILED**

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Joey Orduna Hastings

Clerk of the Court

Transaction # 2923609

**EXHIBIT '1'**

**EXHIBIT '1'**

1 **Bryan Hunt, Esq. NV Bar #11163**  
2 **THE LAW OFFICES OF BRYAN HUNT, PLLC.**  
3 500 RYLAND ST, STE 300  
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IN THE SECOND JUDICIAL DISTRICT COURT  
OF THE STATE OF NEVADA  
IN AND FOR THE COUNTY OF WASHOE

MARIA CARVAJAL-ROBLES, an individual

Plaintiff,

vs.

GREENPOINT MORTGAGE FUNDING,  
INC.; MARIN CONVEYANCING CORP.;  
MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC.; OLD  
REPUBLIC DEFAULT MANAGEMENT  
SERVICIES; MORTGAGE LAW FIRM,  
PLLC; DOE INDIVIDUALS 1 – X; and ROE  
COMPANIES 1 – X;

DEFENDANTS

CASE NO.: CV12-00052

DEPT NO.: 3

ORDER GRANTING PLAINTIFF'S  
NOTICE OF WITHDRAWAL OF  
MOTION TO DISMISS COMPLAINT  
WITHOUT PREJUDICE

ORDER GRANTING PLAINTIFF'S NOTICE OF WITHDRAWAL OF MOTION TO DISMISS  
PLAINTIFF'S COMPLAINT WITHOUT PREJUDICE

Upon Plaintiff, MARIA CARVAJAL-ROBLES's, by and through their attorney, BRYAN  
HUNT, OF THE LAW OFFICES OF BRYAN HUNT, PLLC., NOTICE OF WITHDRAWAL  
OF MOTION TO DISMISS PLAINTIFF'S COMPLAINT WITHOUT PREJUDICE, dated April  
12, 2012, the Court having reviewed the subject motion and having found that pursuant to 28  
U.S.C. § 1332; (a) As this matter has been previously removed to the U.S. District Court for the  
district of Nevada, rendering said court with exclusive jurisdiction over same; (b) as such,  
Plaintiff's previously filed Motion to Dismiss Complaint without Prejudice was procedurally

1 improper in accordance with the NRCP and FRPC and therefore appropriate for withdrawal; (c)  
2 and after due deliberation and sufficient cause appearing therefore,

3 IT IS ORDERED THAT:

4 1. Plaintiff's Motion to Dismiss Complaint without Prejudice is hereby withdrawn

5 SO ORDERED, this \_\_\_\_ day of MAY, 2012.

6 By: \_\_\_\_\_  
7 District Court Judge